

## Message Text

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72

ACTION IO-14

INFO OCT-01 EUR-25 ISO-00 AF-10 ARA-16 EA-11 NEA-10 RSC-01

CAB-09 CIAE-00 COME-00 DODE-00 DOTE-00 EB-11 INR-10

NSAE-00 FAA-00 ABF-01 OMB-01 TRSE-00 SCI-06 PM-07

H-03 L-03 NSC-07 PA-04 PRS-01 SPC-03 SS-20 USIA-15

OIC-04 DRC-01 /194 W

----- 093341

R 261613Z MAR 74

FM AMCONSUL MONTREAL

TO SECSTATE WASHDC 4556

UNCLAS MONTREAL 0410

FROM ALT US REP ICAO

E. O. 11652: N/A

TAGS: ETRN, CA

SUBJECT: COUNCIL MEETING OF MARCH 25, 1974

1. COUNCIL CONVENED FOR THE 12TH MEETING OF THE 81ST SESSION 1430 MARCH 25 AND TOOK ACTION AS INDICATED ON THE ITEMS CONTAINED ON THE OB.

2. ITEM 1 (C-WP/5938) - ATTENDANCE AT MEETINGS OF THE UNDP - FOURTH QUARTER OF 1973 - COUNCIL NOTED THE INFORMATION CONTAINED IN THE WORKING PAPER WITHOUT COMMENT.

3. ITEM 2 (C-WP/5953) - DRAFT ASSEMBLY WORKING PAPER ON THE INTERNATIONAL CIVIL SERVICE COMMISSION - THE REPRESENTATIVE FROM BELGIUM ADVISED THAT HE HAD DIFFICULTY WITH THE PAPER FOR THE FOLLOWING REASONS: IT WAS PREMATURE FOR THE ICAO ASSEMBLY TO BE ASKED TO "ACCEPT THE COMPETENCE OF THE ICSC" AT THIS STAGE, WHILE RECOGNIZING THAT IT IS NECESSARY FOR THE COUNCIL TO REPORT TO THE ASSEMBLY ON THIS MATTER. HE FEELS THAT THE PAPER SHOULD BE PRESENTED IN A MANNER TO GIVE ICAO (AND THE COUNCIL)

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MAXIMUM FLEXIBILITY IN NEGOTIATING WITH THE ICSC ONCE IT HAS

BEEN CONSTITUTED. IN THE GENERAL DISCUSSION WHICH FOLLOWED IT BECAME APPARENT THAT THIS VIEW WAS SHARED IN VARIATIONS WITH REPRESENTATIVES FROM ARGENTINA, NIGERIA, SENEGAL, COLOMBIA, ITALY, BRAZIL AND THE UK. IT WAS AGREED THAT THE SECRETARY WILL REDRAFT THE PAPER TAKING INTO ACCOUNT THE VIEWS EXPRESSED FOR LATER CONSIDERATION BY THE COUNCIL.

4. ITEM 3 (C-WP/5928 AND DP 1 AND 2) - DRAFT ASSEMBLY WORKING PAPER ON PROPOSED AMENDMENT OF RULE 54 OF THE RULES OF PROCEDURE FOR THE ASSEMBLY - (STATE 059021). DISCUSSION WAS INITIATED ON THE BASIS OF TEXT CONTAINED IN DP NO. 2. SEVERAL REPS INDICATED THAT THEY COULD ACCEPT THE TEXT CONTAINED IN DP NO. 1 OR PERHAPS TEXT CONTAINED IN DP NO. 2 IF AGREEMENT REACHED ON MATERIAL CONTAINED IN BRACKETS. REP OF THE FRG INDICATED A PREFERENCE TO LEAVE RULE 54 AS IT NOW APPEARS. WITH RESPECT TO DISCUSSION OF APER NO. 2, INDIA EXPRESSED PREFERENCE FOR USE OF THE TERM "AS A WHOLE" IN PREFERENCE TO "IN ITS ENTIRETY." THE ALTERNATE US REP INDICATED SUPPORT FOR THIS SUGGESTION AND FURTHER INDICATED PREFERENCE FOR THE REMAINDER OF THE TEXT AS CONTAINED IN STATE 059021. THE UK REP INDICATED PREFERENCE FOR THE TERM "IN ITS ENTIRETY" STATING THAT THIS IS THE PHRASE CONTAINED IN RULE 49 AND FOR CONSISTENCY IT WOULD APPEAR THAT THE SAME TEXT SHOULD BE USED IN RULE 54. THERE FOLLOWED A LONG AND GENERAL DISCUSSION WHEREIN THE USERS OF THE FOUR LANGUAGES IN ICAO EXPRESSED COMBINATIONS OF PHRASES WHICH WOULD BE ACCEPTABLE TO THEM IN THEIR RESPECTIVE LANGUAGES. IT BECAME OBVIOUS THAT IT WOULD BE UNLIKELY FOR A DRAFTING GROUP OF 30 ATTEMPTING TO DRAFT IN FOUR LANGUAGES SIMULTANEOUSLY WOULD REACH AGREEMENT. ACCORDINGLY, THE PRESIDENT NOTED THAT THE TEXT CONTAINED IN DP NO. 1 HAD FOUND CONSIDERABLE ACCEPTANCE AND WONDERED IF THE COUNCIL WOULD AGREE TO THE USE OF THAT TEXT WITH ONE MINOR EDITORIAL CHANGE. THE TEXT READS AS FOLLOWS:

"THE 2/3 VOTE OF THE ASSEMBLY REQUIRED UNDER 94(A) OF THE CONVENTION SHALL ONLY APPLY FOR THE APPROVAL OF THE AMENDMENT AS A WHOLE AND FOR ANY VOTE WHICH, AT THAT STAGE, MAY BE TAKEN PURSUANT TO RULE 49."

ADDITIONALLY, THE TEXT IN PARA 2 OF THE DRAFT ASSEMBLY WORKING PAPER WOULD BE EXPANDED TO EXPLAIN WHEN A SIMPLE MAJORITY CAN BE UNCLASSIFIED

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USED VIS-A-VIS THE NEED FOR THE 2/3 VOTE. THIS COURSE OF ACTION WAS AGREED UPON. IT WAS POINTED OUT THAT THE EXECUTIVE COMMITTEE OF THE ASSEMBLY WOULD HAVE AN OPPORTUNITY TO CHANGE THE PROPOSED TEXT SHOULD IT PROVE UNSATISFACTORY AT THAT TIME.

5. ITEM 4 (C-WP/5947 AND 5897) - ANNUAL LEAVE FOR GENERAL SERVICE CATEGORY STAFF. A NUMBER OF REPS HAVE EXPRESSED DIFFICULTY WITH THE RECOMMENDATION CONTAINED IN C-WP/5947 AND IT WAS

NOT POSSIBLE TO COMPLETE DISCUSSION ON THIS ITEM. PRESIDENT  
ADJOURNED THE MEETING AT 1800 AND STATED THAT THE DISCUSSION ON  
THIS SUBJECT WILL BE CONTINUED AT THE COUNCIL MEETING ON FRIDAY  
MARCH 29. ADDITIONALLY, HE SAID THAT AT THE WEDNESDAY, MARCH 27  
COUNCIL MEETING THE FOLLOWING ITEMS WOULD BE CONSIDERED:

1. HEADQUARTERS PREMISES; 2. DELINEATION OF AIR TRAFFIC SERVICES  
(ATS) AIRSPACES (C-WP:5951); AND 3. IMPLEMENTATION OF NEW  
POLICIES ON ICAO TECHNICAL MANUALS (C-WPS/5952 AND 5965).  
HARPER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** MEETINGS, MEETING REPORTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 26 MAR 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974MONTRE00410  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740065-0684  
**From:** MONTREAL  
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**Line Count:** 125  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION IO  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:**  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** shawdg  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 12 JUL 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <12 JUL 2002 by elbezefj>; APPROVED <12 DEC 2002 by shawdg>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** COUNCIL MEETING OF MARCH 25, 1974  
**TAGS:** ETRN, CA, ICAO  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005